



TERRY E. BRANSTAD, GOVERNOR

BOARD OF MEDICAL EXAMINERS  
ANN M. MARTINO, PH.D., EXECUTIVE DIRECTOR

January 31, 1994

The Honorable Michael E. Gronstal, Chair  
Committee on State Government  
Iowa State Senate  
Capitol Building  
L O C A L

Dear Senator Gronstal:

Pursuant to the provisions of section 272C.4(2) of the 1993 Code of Iowa, the Iowa Board of Medical Examiners (Board) hereby submits its annual report for calendar year 1993.

## **I. 427 Investigative Files Opened During CY 1993**

The investigations initiated by the Board were based upon complaints and reports received from a variety of sources including patients, health care practitioners, health facilities, insurance providers, law enforcement and criminal justice agencies, as well as the general public. Additionally, some of the investigations were opened on the Board's motion. The Board closed a total of 417 investigative files during calendar year 1993. About 526 of the investigative files that remained open at the end of CY 1993 were carried over into the 1994 calendar.

## **II. Six Peer Review Committees Registered in CY 1993**

The Board utilizes registered peer review committees to evaluate investigative reports, medical records and other pertinent material. Reports and recommendations made by the peer review committees are considered by the Board when determining if a disciplinary action should be initiated against a licensee.

The Board's peer review committees are:

<b>SPECIALTY</b>	<b>NOS. OF MEMBERS</b>
Surgery	3
Anesthesiology	3
OB/GYN	2
Internal Medicine	2
Emergency Medicine	2
Family Practice	2

No formal disciplinary actions were initiated by the Board during calendar year 1993 based solely upon the recommendation of peer review committees.

### **III. 35 Formal Disciplinary Actions Initiated in CY 1993**

The formal disciplinary actions commenced before the Board or courts during calendar year 1993 covered a wide range of potential violations of state law and Board administrative rules. The majority of these actions concerned quality of care, physician impairments, and unprofessional conduct in the practice of medicine and surgery, osteopathic medicine and surgery, or osteopathy.

### **IV. 123 Sanctions Issued in CY 1993**

The formal and informal sanctions issued by the Board in calendar year 1993 include:

<b>TYPE OF SANCTION</b>	<b>NUMBER TAKEN</b>
License revocations	5
License suspensions	1
License surrenders	4
License probations	9
Civil penalties	6
Letters of warning or concern *	98

\* Denotes Informal sanction

### **V. Board Actions On Appeal or Under Judicial Review in CY 1993**

At the end of calendar year 1993, five petitions for judicial review of Board disciplinary actions awaited action in Iowa District Courts. One Board disciplinary action remains on appeal before the Iowa Supreme Court.

## **VII. 955 Licenses Issued in Calendar Year 1993**

The Board approved the issuance of licenses to 955 applicants. Included were:

- 653 permanent licenses
- 21 temporary licenses
- 6 special licenses
- 275 resident physician licenses

The Board received 720 applications for permanent, temporary and special licenses in calendar year 1993. This figure is about 8 percent below the 778 applications received by the Board in calendar year 1992. To ensure that applications for licensure are processed in a timely manner, in CY 1993, a computer-based information management system was installed in the Board's office. As a result, the Board took action on 612, or about 85 %, of the 720 applications received in CY 1993; the remaining 108 applications were carried-over for review or investigation in calendar year 1994.

In addition, the Board also took the following formal actions relating to licensure during calendar year 1993:

- o Seven applications for licensure were denied.
- o Following appeal hearings, licenses were issued to two physicians whose applications had initially been denied.

## **VIII. 4722 Licenses Renewed in CY 1993**

During calendar year 1993, 4722 permanent licenses were renewed by the Board. This number represents about half of the total roster of licensees. The expired permanent licenses of 18 physicians were reinstated upon the approval of the Board. Additionally, audits of the continuing education certifications submitted by 188 physicians seeking license renewal were conducted. The Board's office also prepared responses to over 29,000 requests for verification of Iowa licensure.

## **IX. Administrative Rules Adopted in CY 1993**

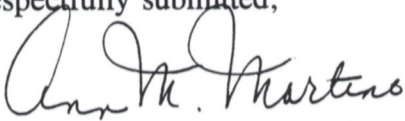
The Board promulgated and adopted amendments to its licensure and fee rules. The amendments, copies of which are attached, designate the United States Medical Licensing Examination (USMLE) acceptable for medical licensing in Iowa. The amendments also establish time frames related to medical licensure and set or increase certain fees charged by the Board.



## **X. 421 Physicians Examined by the Board in CY 1993**

During calendar year 1993 the Board and its staff administered the nationally accepted Federation Licensing Examination (FLEX) and the Special Purpose Examination (SPEX) to 421 physicians. The Board approved adoption of the United States Medical Licensing Examination (USMLE) to replace the FLEX in CY 1994.

Respectfully submitted,



Ann M. Martino, PhD  
Executive Director  
Iowa Board of Medical Examiners

c: All Committee members  
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MEDICAL EXAMINERS BOARD [653]

Adopted and Filed

Pursuant to the authority of Iowa Code section 147.76, the Iowa Board of Medical Examiners hereby amends Chapter 11, "Licensure Requirements," appearing in the Iowa Administrative Code.

Chapter 11 is amended to incorporate a change in the period of time that applications for medical licensure are open from the date of initial receipt in the office of the Board of Medical Examiners; a change in the nonrefundable administrative fee for board examinations; and the establishment of a reactivation period fee for those applications for medical licensure that are no longer current.

Also revised is the fee schedule for licensure verification, certification of examination scores, documentation and the duplication of original license certificates.

Notice of Intended Action was published in the Iowa Administrative Bulletin on October 13, 1993, as ARC 4345A. The adopted amendments are identical to the Notice of Intended Action.

These amendments are intended to implement Iowa Code sections 17A.22, 147.1, 147.2 and 147.21.

These amendments will become effective January 12, 1994.

The following amendments are adopted.

Amend 653 -- Chapter 11 as follows:

Amend subrule 11.1(3) to read as follows:

11.1(3) Applicant must successfully complete the Federation Licensing Examination (FLEX), a national board examination of the United States, the United States Medical Licensing Examination (USMLE) or the Medical Council of Canada Licentiate Qualifying Examination (~~MCCLOE~~ LMCC) and present official documentation of the successful completion of the respective examination.

Add new subrule 11.1(7) to read as follows:

11.1(7) Effective October 31, 1993, applications for licensure are open for 120 days from date of initial receipt. After the 120 days, applicants must update credentials and submit a nonrefundable reactivation of application fee unless granted an extension in writing by the board. The period for requesting reactivation is limited to one year (365 days) from the date of initial receipt of the application by the board. Once the reactivation period is expired, applicants must reapply and submit a new, nonrefundable fee for licensure issued by board examination or by endorsement.

Amend rule 653--11.31(147), introductory paragraph, as follows:  
653--11.31(147) **Fees.** The following fees shall be collected by the board and shall not be refunded except by board action in unusual instances such as documented illness of the applicant, death of the applicant, inability of the applicant to comply with the rules of the board, or withdrawal of application provided such withdrawal is received in writing 45 days prior to the examination date. Examination fees shall be nontransferable from one examination to another. Refunds of examination fees shall be subject to a nonrefundable administrative fee of ~~\$100~~ \$150 per application. The

administrative fee shall be deducted by the board prior to actual refund.

Rescind subrule 11.31(4) and insert the following new subrule:

11.31(4) Upon written request, the board may provide the following information about the status of licensees or examinees for the designated fees:

a. Written verification that a licensee in this state is licensed.

(1) For a certified statement verifying licensure including the board seal or a letter of good standing, \$25;

(2) For verification of licensure status not requiring certified statements or letters of up to ten licensees, \$15;

(3) For an unlimited number of verifications of licensure status in a 12-month period, an annual subscription fee of \$2000. After June 30, 1994, the annual subscription fee shall be submitted prior to July 31.

b. Written certification of scores of an examination given by the board in this state as permitted under Iowa Code section 147.21 and 653 IAC 1.13(2) "f" and "g."

(1) For a certified statement of grades attained by examination, \$35;

(2) For a certified statement of grades attained by examination including examination history or other additional documentation, \$45.



c. Documentation of public board actions subsequent to subrule 653-1.3(7).

(1) For a certified copy of original documents affecting the licensure status of licensees including final orders and consent agreements, \$35.

(2) For a copy of public documents related to board actions, rulings, or procedures on licensure and disciplinary matters, \$20.

Amend subrule 11.31(5) as follows:

11.31(5) For a duplicate license, which shall be so designated on its face, upon satisfactory proof the original license issued by the Iowa department of public health has been destroyed or lost, ~~\$10~~ \$25.

Add new subrule 11.32(4) as follows:

11.32(4) For reactivation of an application for license to practice medicine and surgery, osteopathy or osteopathic medicine and surgery, issued either upon the basis of board examination or endorsement, as specified in 11.1(7), \$150.

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